

Lynn Lincoln Sarko
lsarko@kellerrohrback.com
 Juli E. Farris, CA Bar No. 141716
jfarris@kellerrohrback.com
 Elizabeth A. Leland
bleland@kellerrohrback.com
 Cari C. Laufenberg
claufenberg@kellerrohrback.com
 Keller Rohrback L.L.P.
 1201 Third Avenue, Suite 3200
 Seattle, WA 98101-3052
 Telephone: (206) 623-1900
 Fax: (206) 623-3384

Attorneys for Plaintiff James Giles

*Additional Counsel on Signature Page

UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

JAMES GILES, Derivatively on Behalf of)	
AUTODESK, INC.,)	
)	
Plaintiff,)	Civil Action No. C-06-7185-PJH
)	
v.)	
)	
CAROL A. BARTZ, CARL BASS, MARK A.)	STIPULATION AND [PROPOSED] ORDER CONSOLIDATING CASES
BERTELSEN, CRAWFORD W. BEVERIDGE,)	
J. HALLAM DAWSON, PER-KRISTIAN)	
HALVORSEN, STEVEN L. SCHEID, MARY)	
ALICE TAYLOR, LARRY W. WANGBERG,)	
Defendants,)	
)	
AUTODESK, INC.,)	
Nominal Defendant.)	
)	

1	HUGH CAMPION, Derivatively on Behalf of)	
	Nominal Defendant AUTODESK, INC.,)	
2	Plaintiff,)	Civil Action No. C-06-7967-PJH
)	
3	v.)	
)	
4	MICHAEL E. SUTTON, GODFREY R.)	
5	SULLIVAN, DOMINIC J. GALLELLO, ERIC)	
	B. HERR, CAROL A. BARTZ, JAN BECKER,)	
6	MARCIA K. STERLING, JOSEPH H.)	
7	ASTROTH, JOHN G. SANDERS, PAUL)	
	LYPACZEWSKI, CARL BASS, ALFRED J.)	
8	CASTINO, GEORGE M. BADO, ANDREW)	
	D. MILLER, CRAWFORD W. BEVERIDGE,)	
9	J. HALLAM DAWSON, MARK)	
	BERTELSEN, PER-KRISTIAN)	
10	HALVORSEN, LARRY WANGBERG,)	
11	MARY ALICE TAYLOR, STEVE SCHEID)	
	and MICHAEL J. FISTER,)	
12	Defendants,)	
)	
13	and)	
)	
14	AUTODESK, INC.,)	
15	Nominal Defendant.)	

I. STIPULATION

Pursuant to Local Rules 3-12 and 7-11, as well as the Stipulation and Order Appointing Lead Plaintiff and Counsel and Settling Schedule for filing Consolidated Complaint and Response Thereto, issued by this Court on January 3, 2007 in the *Giles* case, the undersigned counsel for the parties in the cases listed below hereby stipulate that the following cases pending

1 before this Court and presently assigned to Judge Patricia Hamilton are related and should be
2 consolidated¹:

3 A. *James Giles v. Carol A. Bartz, et al.*, Case No. 06-7185-PJH (N.D. California, San
4 Francisco Division), filed November 20, 2006; and

5 B. *Hugh Campion v. Michael E. Sutton, et al.*, Case No. 06-7967-PJH (N.D.
6 California, San Francisco Division), filed December 29, 2006; and

7 The parties further stipulate that:

8 1. These actions are consolidated for all purposes, including, but not limited to,
9 discovery, pretrial proceedings, and trial proceedings pursuant to FRCP 42(a);

10 2. The consolidated cases, and any subsequently filed derivative lawsuits based on
11 the same alleged conduct at issue in this consolidated action, shall be identified as *In re*
12 *Autodesk, Inc. Derivative Litigation*, Case No. CV 06-7185 PJH. The files in this action shall be
13 maintained in one file under Master File No. CV 06-7185 PJH. Any other action now pending or
14 hereafter filed in this District that arises out of the same facts and claims as alleged in these
15 related actions shall be consolidated for all purposes as the Court is informed of them. The
16 parties shall notify the Court of any other action pending or filed outside of this District that may
17 be related to the subject matter of these consolidated actions should they become aware of such
18 actions.
19

20 3. Henceforth every pleading filed in these consolidated actions, or in any separate
21 action included herein, shall bear the following caption:
22
23

24
25 ¹ Consistent with Local Rules 3-12 and 7-11, Plaintiff Campion has also separately filed an
26 Administrative Motion to Consider Whether Cases Should Be Related Pursuant to L.R. 3-
12(B).

1 IN RE AUTODESK, INC.

No. 06-7185 PJH

2 DERIVATIVE LITIGATION

3
4 This Document Relates To:
5 _____
6
7

8 4. When a pleading is intended to be applicable to all actions to which this Order is
9 applicable, the words "All Actions" shall appear immediately after the words, "This Document
10 Relates To" in the above caption. When a pleading is intended to be applicable only to some, but
11 not all, such actions, the Court's docket number for each individual action to which the
12 documents are intended to be applicable and the last name of the first-named plaintiff in said
13 action shall appear immediately after the words "This Document Relates To" in the caption
14 described above, *e.g.*, "This Document Relates To: *James Giles v. Carol A. Bartz, et al.*, Case
15 No. 06-7185-PJH."
16

17 5. The consolidated cases shall be governed by the Stipulation and Order Appointing
18 Lead Plaintiff and Counsel and Setting Schedule for Filing Consolidated Complaint and
19 Response Thereto issued by this Court on January 3, 2007 in the *Giles* case, the earliest filed
20 related case. Pursuant to that Stipulation, Defendants shall have no obligation to respond to the
21 *Campion* complaint.
22

23 /

24 /

25 /

26 /

1 IT IS SO STIPULATED.

2
3 DATED

1/12/07

4
5
6 
Lynn Lincoln Sarko

lsarko@kellerrohrback.com

Juli E. Farris, CA Bar No. 141716

jfarris@kellerrohrback.com

Elizabeth A. Leland

bleland@kellerrohrback.com

Cari C. Laufenberg

claufenberg@kellerrohrback.com

Keller Rohrback L.L.P.

1201 Third Avenue, Suite 3200

Seattle, WA 98101-3052

(206) 623-1900 (phone); (206) 623-3384 (fax)

Chairman, Plaintiff's Executive Committee

13
14 Jeffrey P. Harris, Esq.

jharris@statmanharris.com

Statman Harris & Eyrich, LLC

3700 Carew Tower

441 Vine Street

Cincinnati, OH 45202

(513) 621-2666 (phone); (513) 621-4896 (fax)

Member, Plaintiff's Executive Committee

19 Richard S. Wayne, Esq.

rswayne@strausstroy.com

Strauss & Troy

The Federal Reserve Building

150 East Fourth Street

Cincinnati, OH 45202

(513) 621-2120 (phone); (513) 629-8259 (fax)

Member, Plaintiff's Executive Committee

Ronald Lovitt, CA Bar No. 40921
rl@lh-sf.com
J. Thomas Hannan, CA Bar No. 39140
jth@lh-sf.com
Henry I. Bornstein, CA Bar No. 75885
hib@lh-sf.com
LOVITT & HANNAN, INC.
900 Front Street, Suite 300
San Francisco, CA 94111
(415) 362-8769 (phone); (415) 362-7528 (fax)
Liaison Counsel

Attorneys for Plaintiff James Giles

DATED

1/12/07

Robin Winchester
Alan R. Plutzik *(with permission)*
aplutzik@bramsonplutzik.com
Robert M. Bramson
L. Timothy Fisher
ltfisher@bramsonplutzik.com
Schiffrin Barroway Topaz & Kessler, LLP
2125 Oak Grove Road, Suite 120
Walnut Creek, CA 94598
(925) 945-0200 (phone); (925) 945-8792 (fax)

Eric L. Zagar
ezagar@sbtclaw.com
Robin Winchester
rwinchester@sbtclaw.com
Trevan Borum
tborum@sbtclaw.com
Bradley A. Dirks
bdirks@sbtclaw.com
Schiffrin Barroway Topaz & Kessler, LLP
280 King of Prussia Road
Radnor, PA 19087
(610) 667-7706 (phone); (610) 667-7056 (fax)

Attorneys for Plaintiff Hugh Campion

1
2 DATED 1/12/07

3 Rodney Strickland
4 Rodney Strickland *(with permission)*
5 rstrickland@wsgr.com
6 Wilson Sonsini Goodrich & Rosati
7 650 Page Mill Road
8 Palo Alto, CA 94304-1050
9 (650) 493-9300 (phone); (650) 565-5100 (fax)

10 *Attorneys for Defendants*

11 * * *

12 **II. ORDER**

13 PURSUANT TO STIPULATION, IT IS SO ORDERED.

14 DATED: 1/17/07

15 THE HONORABLE PHYLLIS J. HAMILTON
16 UNITED STATES DISTRICT COURT
17 NORTHERN DISTRICT OF CALIFORNIA

